

No. 51

MICHIGAN SENATE

DAILY CALENDAR

THURSDAY, MAY 25, 2006
10:00 a.m.

MOTIONS

1

SB 246 Sen. Emerson
School aid; fiscal year appropriations; minimum funding level for K-12 education; provide for.
Amends title & sec. 11 of 1979 PA 94 (MCL 388.1611) & adds secs. 12 & 147a.
Motion to discharge Committee on Appropriations pending.

MESSAGES FROM THE GOVERNOR

2

SB 272 Sen. Switalski
Appropriations; general government; general government; provide for fiscal year 2005-2006.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, September 28, 2005.
For veto message, see Senate Journal No. 87 of 2005, page 1760.
Vetoed line items pending.

3

SB 271 Sen. Scott
Appropriations; human services; department of human services; provide for fiscal year 2005-2006.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, September 28, 2005.
For veto message, see Senate Journal No. 87 of 2005, page 1760.
Vetoed line items pending.

4

SB 264 Sen. Barcia
Appropriations; agriculture; department of agriculture; provide for fiscal year 2005-2006.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, September 28, 2005.
For veto message, see Senate Journal No. 87 of 2005, page 1761.
Vetoed line items pending.

MESSAGES FROM THE GOVERNOR

5

SB 274 Sen. Clarke
Appropriations; history, arts, and libraries; department of history, arts, and libraries; provide for fiscal year 2005-2006.
Creates appropriation act.
Approved by Governor, with line items vetoed, Thursday, September 29, 2005.
For veto message, see Senate Journal No. 87 of 2005, page 1762.
Vetoed line items pending.

6

SB 281 Sen. Barcia
Appropriations; transportation; state transportation department; provide for fiscal year 2005-2006.
Creates appropriation act.
Approved by Governor, with line items vetoed, Friday, September 30, 2005.
For veto message, see Senate Journal No. 87 of 2005, page 1762.
Vetoed line items pending.

7

SB 175 Sen. Brown
Economic development; other; tax incentives for distribution and warehousing facilities; provide for.
Amends sec. 2 of 1974 PA 198 (MCL 207.552).
Vetoed by Governor, Thursday, November 17, 2005.
For veto message, see Senate Journal No. 105 of 2005, page 2258.
Veto pending.

8

SB 236 Sen. Johnson
Appropriations; zero budget; capital outlay; provide for fiscal year 2005-2006 and to make, supplement, and adjust appropriations for certain state departments for fiscal years 2005 and 2006.
Creates appropriation act.
Approved by Governor, with line items vetoed, Monday December 19, 2005.
For veto message, see Senate Journal No. 1, page 5.
Vetoed line items pending.

9

SB 892 Sen. Hardiman
Human services; employment and training; work first participation requirements; revise.
Amends sec. 57f of 1939 PA 280 (MCL 400.57f) & adds secs. 57s, 57t, 57u & 57v.
Vetoed by Governor, Tuesday, December 27, 2005.
For veto message, see Senate Journal No. 1, page 6.
Veto pending.

MESSAGES FROM THE GOVERNOR

10

SB 893 Sen. Cropsey

Human services; services or financial assistance; sanctions for noncompliance; revise.

Amends 1939 PA 280 (MCL 400.1- 400.119b) by adding secs. 57q & 57r.

Vetoed by Governor, Tuesday, December 27, 2005.

For veto message, see Senate Journal No. 1, page 6.

Veto pending.

11

SB 956 Sen. Stamas

Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2005-2006.

Creates appropriation act.

Approved by Governor, with line item vetoed, Friday, February 3.

For veto message, see Senate Journal No. 10, page 161.

Vetoed line item pending.

12

SB 957 Sen. Cassis

Single business tax; credit; alternative tax rate and percentage reduction in tax liability; revise.

Amends sec. 36 of 1975 PA 228 (MCL 208.36).

Vetoed by Governor, Friday, February 3.

For veto message, see Senate Journal No. 10, page 162.

Veto pending.

13

SB 179 Sen. Stamas

Labor; youth employment; youth employment standards; revise maximum number of hours a minor may work.

Amends sec. 11 of 1978 PA 90 (MCL 409.111).

Vetoed by Governor, Friday, March 3.

For veto message, see Senate Journal No. 22, page 372.

Veto pending.

14

SB 1026 Sen. Hardiman

Administrative procedure; rules; rule or exception to a rule; clarify in regard to the presence or lack of a collective bargaining agreement with employees.

Amends sec. 32 of 1969 PA 306 (MCL 24.232).

Vetoed by Governor, Thursday, March 23.

For veto message, see Senate Journal No. 31, page 565.

Veto pending.

15

SB 1027 Sen. Cropsey

Human services; adult foster care; promulgating rules, or establishing guidelines or policies that grant preferences in licensure to regulated facilities that have collective bargaining agreements with employees; prohibit.

Amends sec. 10 of 1979 PA 218 (MCL 400.710).

Vetoed by Governor, Thursday, March 23.

For veto message, see Senate Journal No. 31, page 565.

Veto pending.

MESSAGES FROM THE GOVERNOR

16

SB 1028 Sen. Sanborn

Human services; other; promulgating rules, or establishing guidelines or policies that grant preferences in licensure to regulated facilities that have collective bargaining agreements with employees; prohibit.

Amends secs. 1 & 6 of 1939 PA 280 (MCL 400.1 & 400.6).

Vetoed by Governor, Thursday, March 23.

For veto message, see Senate Journal No. 31, page 565.

Veto pending.

17

SB 372 Sen. Toy

Local government; public services; certain city managed water and sewer systems; provide for regionalization of.

Creates new act.

Vetoed by Governor, Friday, March 31.

For veto message, see Senate Journal No. 34, page 701.

Veto pending.

18

SB 973 Sen. Hammerstrom

Elections; election officials; state board of canvassers and director of elections; revise duties concerning ballot question language.

Amends sec. 32 of 1954 PA 116 (MCL 168.32) & repeals sec. 22e of 1954 PA 116 (MCL 168.22e).

Vetoed by Governor, Friday, May 12.

For veto message, see Senate Journal No. 46, page 981.

Veto pending.

19

SB 974 Sen. Kuipers

Elections; election officials; state board of canvassers and director of elections; revise duties concerning ballot question petitions.

Amends sec. 474 of 1954 PA 116 (MCL 168.474).

Vetoed by Governor, Friday, May 12.

For veto message, see Senate Journal No. 46, page 981.

Veto pending.

20

SB 975 Sen. Bishop

Elections; election officials; state board of canvassers and director of elections; revise duties concerning ballot questions.

Amends sec. 474a of 1954 PA 116 (MCL 168.474a).

Vetoed by Governor, Friday, May 12.

For veto message, see Senate Journal No. 46, page 981.

Veto pending.

MESSAGES FROM THE GOVERNOR

21

SB 976 Sen. Cropsey

Elections; election officials; state board of canvassers and director of elections; revise duties concerning ballot question petitions.

Amends sec. 476 of 1954 PA 116 (MCL 168.476).

Vetoed by Governor, Friday, May 12.

For veto message, see Senate Journal No. 46, page 981.

Veto pending.

MESSAGES FROM THE HOUSE

22

SB 875 Sen. Hardiman

Local government; financing; pooled investment programs; allow.

Amends sec. 1 of 1943 PA 20 (MCL 129.91).

Returned from House with House substitute (H-1), Wednesday, May 10; laid over under the rules.

Committee recommended I.E.

THIRD READING OF BILLS

23

SB 102 Sen. Cropsey

Corrections; state facilities; Ionia maximum correctional facility; rename to Jack Welborn correctional facility.

Amends 1953 PA 232 (MCL 791.201 - 791.283) by adding sec. 20d.

Reported by Committee on Judiciary.

Committee recommended I.E.

24

SB 337 Sen. Allen

Single business tax; credit; tax credit for historical buildings; create and limit issuance of.

Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 35c.

Reported by Committee on Commerce and Labor.

Senate substitute (S-2).

Committee recommended I.E.

25

HB 5841 Rep. Schuitmaker

Crimes; controlled substances; methamphetamine reporting; require of certain state agencies.

Creates new act.

House substitute (H-3).

Reported by Committee on Judiciary.

Committee recommended I.E.

GENERAL ORDERS

26

SB 196 Sen. Jelinek

Legislature; legislators; legislator to substitute teach in public schools without pay; allow.

Amends secs. 1230, 1230a & 1233 of 1976 PA 451 (MCL 380.1230 et seq.).

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

27

HB 4481 Rep. Gaffney

Elections; voting procedures; certain restrictions on requests for registration or absentee ballots; revise.

Amends sec. 759a of 1954 PA 116 (MCL 168.759a) & repeals sec. 504 of 1954 PA 116 (MCL 168.504).

I.E. House, April 19, 2005.

House substitute (H-1).

Reported by Committee on Government Operations.

Senate substitute (S-1).

Committee recommended I.E.

28

SB 584 Sen. Olshove

Economic development; renaissance zones; definition of alternative energy zone; modify.

Amends sec. 8a of 1996 PA 376 (MCL 125.2688a).

Reported by Committee on Technology and Energy.

Committee recommended I.E.

29

SB 583 Sen. Allen

State; authorities; Michigan next energy authority; revise.

Amends sec. 2 of 2002 PA 593 (MCL 207.822).

Reported by Committee on Technology and Energy.

Senate substitute (S-3).

Committee recommended I.E.

30

SB 891 Sen. Hardiman

Family law; child support; collection duties for certain state departments; establish.

Amends title & secs. 1, 3, 13 & 28 of 1941 PA 122 (MCL 205.1 et seq.) & repeals 1927 PA 375 (MCL 14.131 - 14.134).

Reported by Committee on Families and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

31

SB 183 Sen. McManus

Vehicles; equipment; use of child safety restraint system or booster seat for certain children; require.

Amends sec. 710e of 1949 PA 300 (MCL 257.710e).

Reported by Committee on Transportation.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

32

SB 262 Sen. George

Vehicles; equipment; waiver of fines for certain child car restraint system violations; provide for under certain circumstances.

Amends sec. 907 of 1949 PA 300 (MCL 257.907).

Reported by Committee on Transportation.

Committee recommended I.E.

33

SB 314 Sen. Hammerstrom

Vehicles; equipment; child restraint safety seat; require to be in rear seat if vehicle has rear seat and remove nursing child exemption.

Amends sec. 710d of 1949 PA 300 (MCL 257.710d).

Reported by Committee on Transportation.

Committee recommended I.E.

34

SB 491 Sen. Kuipers

Traffic control; violations; penalties for failure to properly restrain a child less than 16 years of age in a vehicle; increase for second or subsequent violations.

Amends sec. 907 of 1949 PA 300 (MCL 257.907).

Reported by Committee on Transportation.

Senate substitute (S-1).

Committee recommended I.E.

35

SB 1041 Sen. Birkholz

Vehicles; equipment; use of rear seat child safety restraint system for children 12 and under; require under certain circumstances.

Amends sec. 710e of 1949 PA 300 (MCL 257.710e).

Reported by Committee on Transportation.

Committee recommended I.E.

36

HB 5292 Rep. Mortimer

Insurance; other; guaranty association; provide for general amendments.

Amends secs. 7911, 7918, 7921, 7925, 7931, 7941, 7945, 8111, 8124 & 8134 of 1956 PA 218 (MCL 500.7911 et seq.) & adds secs. 8124a, 8125a & 8133a.

I.E. House, November 29, 2005.

House substitute (H-1).

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-1).

Committee recommended I.E.

37

HB 5839 Rep. Hildenbrand

Housing; manufactured, modular, or mobile homes; collection and expenditure of certain fees; revise.

Amends secs. 4, 5, 6, 9, 12, 16, 17, 21, 30a & 30c of 1987 PA 96 (MCL 125.2304 et seq.).

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

GENERAL ORDERS

38

HB 5143 Rep. Jones

Crimes; other; right to self-defense and defense of others; clarify and provide for criminal and civil immunity under certain circumstances.

Creates new act.

House substitute (H-4).

Reported by Committee on Judiciary.

Senate substitute (S-2).

Committee recommended I.E.

39

SB 1046 Sen. Cropsey

Crimes; other; right to self-defense and defense of others; clarify.

Creates new act.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

40

HB 5142 Rep. Casperson

Crimes; other; criminal forcibly entering or intruding into home or vehicle; allow person to use deadly force in self-defense.

Amends 1927 PA 175 (MCL 760.1 - 777.69) by adding sec. 21c to ch. VIII.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

41

HB 5153 Rep. Mortimer

Crimes; definitions; flight requirement; eliminate.

Creates new act.

House substitute (H-2).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

42

SB 1185 Sen. Jelinek

Civil procedure; civil actions; immunity from civil action for person who uses force in compliance with self-defense act; provide for.

Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding sec. 2922b.

Reported by Committee on Judiciary.

Senate substitute (S-2).

Committee recommended I.E.

43

HB 5548 Rep. Moore

Civil procedure; civil actions; civil action against person who uses force in compliance with self-defense act; prohibit and provide remedies.

Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding sec. 2922b.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

44

HB 5798 Rep. Schuitmaker
 State agencies (existing); community health; methamphetamine lab cleanup guidance document; require department to establish.
 Amends sec. 12103 of 1978 PA 368 (MCL 333.12103).
House substitute (H-3).
Reported by Committee on Health Policy.
Senate substitute (S-1).
Committee recommended I.E.

45

HB 5822 Rep. Jones
 Health; pharmaceuticals; sale of over-the-counter medications that contain ephedrine or pseudoephedrine via the mail, internet, telephone, or other electronic means; prohibit.
 Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 7340.
House substitute (H-2).
Reported by Committee on Health Policy.
Committee recommended I.E.

46

HB 5845 Rep. Moore
 Controlled substances; other; methamphetamine and manufacturing premises and by-products; classify as hazardous substances.
 Amends sec. 20101 of 1994 PA 451 (MCL 324.20101).
House substitute (H-2).
Reported by Committee on Health Policy.
Committee recommended I.E.

47

SB 1268 Sen. George
 Property tax; exemptions; acreage limitation on exemption for certain organizations and associations; eliminate.
 Amends sec. 7q of 1893 PA 206 (MCL 211.7q).
Reported by Committee on Finance.
Senate substitute (S-1).
Committee recommended I.E.

48

HB 4072 Rep. Hildenbrand
 Property tax; exemptions; horse boarding stables; classify as agricultural real property.
 Amends sec. 34c of 1893 PA 206 (MCL 211.34c).
I.E. House, November 1, 2005.
Reported by Committee on Agriculture, Forestry and Tourism.
Senate substitute (S-1).
Committee recommended I.E.

49

HB 4271 Rep. Hune
 Property tax; classification; agricultural operations; expand definition of livestock.
 Amends sec. 34c of 1893 PA 206 (MCL 211.34c).
I.E. House, November 1, 2005.
House substitute (H-2).
Reported by Committee on Agriculture, Forestry and Tourism.
Committee recommended I.E.

GENERAL ORDERS

50

HB 4468 Rep. Stahl
 Property tax; classification; hunting preserves licensed by the department of natural resources; classify as agricultural property.
 Amends sec. 34c of 1893 PA 206 (MCL 211.34c).
I.E. House, November 1, 2005.
Reported by Committee on Agriculture, Forestry and Tourism.
Committee recommended I.E.

51

SB 1189 Sen. Goschka
 State; bonds; bond cap in the state building authority; increase.
 Amends sec. 8 of 1964 PA 183 (MCL 830.418).
Reported by Committee on Appropriations.
Committee recommended I.E.

52

SB 1255 Sen. George
 Human services; medical services; certain incentives for medicaid recipients; provide for.
 Amends 1939 PA 280 (MCL 400.1 - 400.119b) by adding sec. 105b.
Reported by Committee on Appropriations.
Senate substitute (S-1).
Committee recommended I.E.

53

SB 405 Sen. Garcia
 Liens; construction; construction liens on residential property; revise various provisions, including fees for membership in the homeowner construction lien recovery fund.
 Amends title & secs. 104, 106, 107, 114, 201, 202, 203 & 204 of 1980 PA 497 (MCL 570.1104 et seq.) & adds sec. 114a.
Reported by Committee on Economic Development, Small Business and Regulatory Reform.
Senate substitute (S-4).
Committee recommended I.E.

54

SB 459 Sen. Basham
 Liens; construction; various provisions regarding construction liens on residential property, including fees for membership in the homeowner construction lien recovery fund; revise.
 Amends title & secs. 104, 106, 107, 114, 201, 202, 203 & 204 of 1980 PA 497 (MCL 570.1104 et seq.) & adds sec. 114a.
Reported by Committee on Economic Development, Small Business and Regulatory Reform.
Senate substitute (S-5).
Committee recommended I.E.

GENERAL ORDERS

55

- SB 631** Sen. Cassis
Occupations; individual licensing and regulation; licensing fees; increase.
Amends secs. 3 & 39 of 1979 PA 152 (MCL 338.2203 & 338.2239).
Reported by Committee on Economic Development, Small Business and Regulatory Reform.
Senate substitute (S-2).
Committee recommended I.E.

56

- SB 632** Sen. Cassis
Occupations; individual licensing and regulation; residential builders; increase licensing fees, require department to keep record of complaints, require background checks on applicants, and increase penalty for unlicensed builder.
Amends secs. 601, 602, 605, 2402, 2404, 2405 & 2411 of 1980 PA 299 (MCL 339.601 et seq.) & adds secs. 2404a & 2411a.
Reported by Committee on Economic Development, Small Business and Regulatory Reform.
Senate substitute (S-3).
Committee recommended I.E.

57

- SB 826** Sen. Basham
Occupations; residential builders; filing of complaints against contractor; require courts to report convictions, allow forfeiture and seizure of property for unlicensed contractors, and provide other amendments.
Amends secs. 601, 602, 605, 2404, 2405, 2411 & 2412 of 1980 PA 299 (MCL 339.601 et seq.) & adds sec. 606.
Reported by Committee on Economic Development, Small Business and Regulatory Reform.
Senate substitute (S-2).
Committee recommended I.E.

58

- SB 827** Sen. Leland
Occupations; residential builders; fines and penalties for unlicensed builders; increase.
Amends sec. 4701 of 1961 PA 236 (MCL 600.4701) & adds sec. 2975.
Reported by Committee on Economic Development, Small Business and Regulatory Reform.
Senate substitute (S-1).
Committee recommended I.E.

59

- SB 1273** Sen. Sanborn
Occupations; construction; home repair and remodeling; provide for certain disclosures and revise remedies.
Amends 1980 PA 299 (MCL 339.101 - 339.2721) by adding sec. 2408.
Reported by Committee on Economic Development, Small Business and Regulatory Reform.
Committee recommended I.E.

RESOLUTIONS

60

- SR 71** Sen. Schauer
A resolution to memorialize the President and the Congress of the United States to increase funding for home heating assistance to cope with the rise in natural gas costs expected this winter.
Reported by Committee on Technology and Energy.
For text of resolution, see Senate Journal No. 90 of 2005, page 1932.
Adoption pending.

COMMITTEE REPORTS

61

- SB 1215** Sen. Stamas
Transportation; funds; transportation economic development fund; modify.
Amends sec. 15a of 1976 PA 295 (MCL 474.65a).
Reported by Committee on Appropriations.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

21st Century Jobs Funds Joint Select Oversight Committee (SCR 38) - Thursday, May 25, 1:30 p.m., Room 519, South Tower, House Office Building (373-2420)

Banking and Financial Institutions - Thursday, May 25, 12:00 noon, Room 100, Farnum Building (373-2417)

Education - Thursday, May 25, 2:00 p.m., Room 210, Farnum Building (373-6920)

Local, Urban and State Affairs - Thursday, June 8, 1:00 p.m., Room 110, Farnum Building (373-1707)

Natural Resources and Environmental Affairs - Tuesday, May 30, 3:00 p.m., Room 110, Farnum Building (373-3447)

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed To	
		Senate	House	Senate	House
HB 4315	Counties; boards and commissions; county road commission; provide option to expand membership or eliminate.	Gilbert Kuipers Basham	LaJoy Hoogendyk Anderson		